IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	
Plaintiff,	8:16MJ220
vs. ARTURO GARCIA,	DETENTION ORDER PENDING TRIAL
Defendant.	
A. Order For Detention After conducting a detention hearing pursua Act, the Court orders the above-named defe 3142(e) and (I).	
conditions will reasonably assure the <u>X</u> By clear and convincing evidence the will reasonably assure the safety of C. Finding Of Fact The Court's findings are based on the evidence where the content is the content in the content is the content in the content i	ce that no condition or combination of the appearance of the defendant as required. That no condition or combination of conditions of any other person or the community.
contained in the Pretrial Services Report, and X (1) Nature and circumstances of to the crime: Assault by Sis a serious crime and comprisonment. X (b) The offense is a crime of the crime: Assault by Sis a serious crime and comprisonment. X (c) The offense involves a crime of the crime of	d includes the following: the offense charged: Strangulation of an Intimate Partner or Spouse carries a maximum penalty of 10 years of violence.
affect whether to the defendant of the d	

		 X The defendant has a significant prior criminal record. X The defendant has a prior record of failure to appear at court proceedings.
	(b)	At the time of the current arrest, the defendant was on: Probation Parole
		Supervised Release Release pending trial, sentence, appeal or completion of sentence.
	(c)	Other Factors: The defendant is an illegal alien and is subject to deportation. The defendant is a legal alien and will be subject to deportation if convicted. The Bureau of Immigration and Customs Enforcement (BICE) has placed a detainer with the U.S. Marshal. Other:
<u>X</u>	` '	nature and seriousness of the danger posed by the defendant's release s: Felony convictions – Robbery (1998); Inmate Assault on Correctional 2001).

D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED this 8th day of July, 2016.

BY THE COURT:

s/ F.A. Gossett, III United States Magistrate Judge